



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

JLP:ddj

Docket No: 3665-00

15 August 2000

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 15 August 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CNO memorandum 5420 SER N133D/00373 of 17 July 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
OFFICE OF THE CHIEF OF NAVAL OPERATIONS
2000 NAVY PENTAGON
WASHINGTON, D.C. 20350-2000

IN REPLY REFER TO

5420

Ser N133D/

JUL 17 2000

000373

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF NAVAL
RECORDS

Via: Assistant for BCNR Matters (PERS-00XCB)

Subj: COMMENTS AND RECOMMENDATIONS IN THE CASE OF
[REDACTED]

Ref: (a) OPNAVINST 1220.1B, CHANGING OR REMOVING PRIMARY NAVY
ENLISTED CLASSIFICATION (NEC) CODES FOR NUCLEAR
PROPULSION PLANT OPERATORS

Encl: Docket Number 3665-00

1. Forwarded, recommending disapproval.
2. Per reference (a), a supervisory NEC is assigned when a Sailor has completed six years of service, qualified specific watches, and is recommended by his or her Commanding Officer.
3. The most important requirement for award of the supervisory NEC is the recommendation from the member's Commanding Officer. The request certifies that the Commanding Officer considers the member fully qualified by virtue of seniority, experience, watch qualification, and demonstrated proficiency to supervise the operation and maintenance of a naval nuclear propulsion plant.
4. Petty Officer Keenan did not receive a recommendation from the Commanding Officers of USS GROTON (SSN 694) nor USS BATFISH (SSN 681). It was not until he was qualified on USS TUCSON (SSN 770) that he was recommended for the 3363 NEC. That request recommended an effective date of 28 OCT 1999 and was approved.
5. Lacking similar recommendations from Petty Office Keenan's previous Commanding Officers, his application to change the effective dates of the award of supervisory NEC is disapproved.

D. S. RATTE
Nuclear Enlisted
Program Manager